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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

DUWENIG et al.

Serial No. 09/636,826

Filed: August 14, 2000

) Box Sequence



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For: PLANT GENE EXPRESSION UNDER THE CONTROL OF CONSTITUTIVE PLANT V-ATPASE PROMOTERS

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

Date of Deposit Nov 17, 2000
Person Making Deposit H. B. REIL
Signature H. B. Reil
Date of Signature Nov 17, 2000

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

PRELIMINARY AMENDMENT
AND

RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE REQUIREMENTS

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, a copy of the Sequence Listing in computer readable form is attached hereto. The content of the paper copy of the Sequence Listing and the copy of the Sequence Listing in computer readable form is the same, and includes no new matter.

IN THE SPECIFICATION

Delete the sequence listing on pages 51-55 of the specification and substitute replacement pages 51-54 attached hereto as separate pages.

REMARKS

It is believed that by submitting the present amendment and sequence

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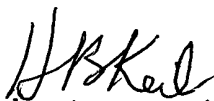
DUWENIG et al., Serial No. 09/636,826

listing diskette, the application now fully complies with the requirements of 37 CFR 1.821-1.825. Favorable action by the examiner is solicited.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,

KEIL & WEINKAUF


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